IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

WRIT PETITION NO. 1120 OF 2004

Single Bench

BETWEEN

Kuldeep Singh Chabra aged about 65 years S/o Late Karam Singh Chabra, resident of Village Sakra district Mahasamund ,throug Power of Attorney Holder Harjit Singh S/o Kalyan Singh,r/o Rani Road, Korba, District Korba (CG).

PETITIONER

A N D

1. Surendra Batara S/o Ganesh Ram Batara, aged about 60 years r/o Paul Cloth Centre, Main Road, Korba (CG).

2. Smt. Madhu Agrawal W/o Ravindra Agrawal,aged 26 years, Sarva Mangla Road, Korba (CG).

3. Durga Prasad Mahato S/o ~~not known~~ Vaidyanath Mahato aged 62 years ,r/o Salihabhata (Barpali) . Teh.-Kartala, Distt.- Korba (C.G.)

4. Hardeep Singh Rajpal S/o Pritam Singh Rajpal,Main Roa Korba (CG).

5. State of Chhattisgarh,through Collector,Korba (CG).

RESPONDENTS

WRIT PETITION UNDER ARTICLES 227 OF CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(36)

आदेश पत्रक

W.P.No. 1120/04

मामला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

27.04.2004

Shri Awadh Tripati, counsel for the petitioner.

Shri Vinod Shrivastava, Govt. Advocate for the State.

Application for urgent hearing is allowed.

Heard.

This petition under Article 227 of the Constitution of India has been filed against the order dated 03.03.2004 passed by the IInd Additional District Judge, Korba in Civil Suit No.14-A/2002, whereby the amendment has been allowed in the written statement. This Court has considered the written statement filed and the amendment made.

Having considered the facts and circumstances of the case and material on record, on perusal of the order of the Court below and in view of the law laid down by the Hon'ble Apex Court in the case of Surya Dev Rai vs Ramachander Rai reported in AIR 2003 SC 3044 as well as in the case of Ranjit Singh vs Ravi Prakash reported in JT2004(4) SC 127, in the opinion of this Court, no case for interference in the impugned order is made out in exercise of extra-ordinary jurisdiction under Article 227 of the Constitution of India.

This petition fails and dismissed.

Sd/-
Fakhruddin
Judge